

The Public Service Commission State of South Carolina

Jocelyn G. Boyd
Interim Chief Clerk/Administrator
Phone: (803) 896-5133
Fax: (803) 896-5246

223481
COMMISSIONERS
Elizabeth B. "Lib" Fleming, Fourth District
Chairman
John E. "Butch" Howard, First District
Vice Chairman
David A. Wright, Second District
Randy Mitchell, Third District
G. O'Neal Hamilton, Fifth District
vacant, Sixth District
Swain E. Whitfield, At-Large

Clerk's Office
Phone: (803) 896-5100
Fax: (803) 896-5199

April 14, 2010

Ms. Deirdre Brevard-Smith
South Carolina Legislative Council
P.O. Box 11489
Columbia, South Carolina 29211

Dear Ms. Brevard-Smith:

The South Carolina Public Service Commission is respectfully withdrawing and resubmitting Document No. 4063 relating to Workers' Compensation Insurance and Use of Leased Vehicles for processing. Inquiries regarding Document No. 4063 should be addressed to Jocelyn Boyd or David Butler at (803) 896-5100.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script that reads "Jocelyn G. Boyd".

Jocelyn G. Boyd
Interim Chief Clerk/Administrator

Enclosure

DOCUMENT TRANSMITTAL FORM

This form must be completed and submitted with each document filed with the Editor of the *State Register* in the Legislative Council

Agency Name Public Service Commission	1. Chapter Number 103	2. Date of Filing April 15, 2010
3. Regulation Number 103-181 & 103-220(d)	4. Subject of Regulation Workers' Compensation and Use of Leased Vehicles	
5. Statutory Authority S.C. Code Ann. Section 58-3-140		

6. Type of Filing

- ☐ NOTICE OF GENERAL PUBLIC INTEREST
- ☐ NOTICE OF DRAFTING
- ☐ PROPOSED REGULATION
- ☐ EMERGENCY REGULATION
- ☐ FINAL REGULATION FOR GENERAL ASSEMBLY REVIEW
- ☐ RESUBMISSION OF WITHDRAWN REGULATION FOR GENERAL ASSEMBLY REVIEW
- ☒ RESUBMISSION OF WITHDRAWN REGULATION FOR GENERAL ASSEMBLY REVIEW WITH NO SUBSTANTIVE CHANGES
- ☐ FINAL REGULATION EXEMPT FROM GENERAL ASSEMBLY REVIEW

5. For Additional Information, Contact Jocelyn G. Boyd	6. Telephone Number 896-5114	
7. Typed Name of Official Jocelyn G. Boyd	8. Signature of Official <i>Jocelyn G. Boyd</i>	9. Date April 15, 2010

SOUTH CAROLINA STATE REGISTER USE ONLY	
10. For publication in SR Volume ____ Issue ____ Document Number ____ Verification: ____	FILED OFFICIAL FILING STAMP APR 15 2010 S.C. LEGISLATIVE COUNCIL

Document No. 4063
PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
CHAPTER 103

Statutory Authority: 1976 Code Section 58-3-140

103-181. Workers' Compensation Insurance.

103-220(d). Use of Leased Vehicles.

Synopsis: The Public Service Commission of South Carolina (Commission) proposes to amend two of its regulations. First, the Commission has promulgated a regulation that deletes Regulation 103-181. This regulation is unnecessary as Title 42 governs South Carolina workers' compensation laws. Next, the Commission has made proposed amendments to Regulation 103-220(d). The proposed changes to Regulation 103-220(d) clarify that the lessee of a leased vehicle has the exclusive possession, control, and use of leased vehicles and that the lessee is responsible for procuring insurance for the vehicle for the duration of the contract, lease, or other arrangement. Additionally, the proposed changes provide that the contract, lease, or other approved arrangement shall specify that the lessee has exclusive possession, control and use of the power unit and that the lessee must procure insurance for the leased vehicle for the duration of said agreement. The Notice of Drafting was published in the State Register on December 26, 2008.

Instructions: Print the regulations in accordance with directions given to reflect deleted regulation and new amended regulation.

103-181. Delete this regulation.

103-220(d). Print the section of the regulation as outlined below.

Text:

~~Indicates Matter Stricken~~

Indicates New Matter

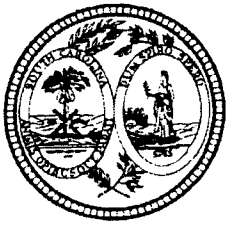
Text:

103-181. ~~Workers' Compensation Insurance. Holders of Class E and Class F Certificates shall obtain Workers' Compensation Insurance in a manner uniform with the laws of this State.~~

103-220(d). Use of Leased Vehicles. ~~Shall provide that the lessee has~~ Shall provide for the exclusive possession, control, and use of the power unit and ~~bears for~~ the complete assumption of public responsibility (i.e., insurance) ~~in respect thereto~~ for the vehicle by the lessee for the duration of said contract, lease, or other arrangement;

Fiscal Impact Statement: There will be no increased costs to the State or its political subdivisions.

Statement of Rationale: The purpose of deleting Regulation 103-181 is Title 42 governs workers' compensation laws in South Carolina. Also, the purpose of the proposed amendments to Regulation 103-220(d) is to clarify the responsibilities of lessees in the use of leased vehicles. There was no scientific or technical basis relied upon in the development of these regulations.



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April 14, 2010

The Honorable William E. "Bill" Sandifer, III
Chairman, Labor, Commerce and Industry Committee
407 Blatt Bldg.
Columbia, 29201

Dear Representative Sandifer:

The South Carolina Public Service Commission is respectfully withdrawing and resubmitting Document No. 4063 relating to Workers' Compensation Insurance and Use of Leased Vehicles for processing. Inquiries regarding Document No. 4063 should be addressed to Jocelyn Boyd or David Butler at (803) 896-5100.

Thank you for your attention to this matter.

Sincerely,

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Jocelyn G. Boyd
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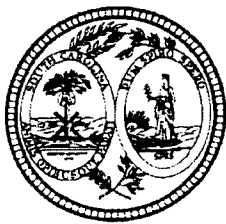
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Fiscal Impact Statement: There will be no increased costs to the State or its political subdivisions.

Statement of Rationale: The purpose of deleting Regulation 103-181 is Title 42 governs workers' compensation laws in South Carolina. Also, the purpose of the proposed amendments to Regulation 103-220(d) is to clarify the responsibilities of lessees in the use of leased vehicles. There was no scientific or technical basis relied upon in the development of these regulations.



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April 14, 2010

The Honorable Andre Bauer
President of the Senate
State House, 1st Floor
East Wing
P.O. Box 142
Columbia, South Carolina 29202

Dear Lieutenant Governor Bauer:

The South Carolina Public Service Commission is respectfully withdrawing and resubmitting Document No. 4063 relating to Workers' Compensation Insurance and Use of Leased Vehicles for processing. Inquiries regarding Document No. 4063 should be addressed to Jocelyn Boyd or David Butler at (803) 896-5100.

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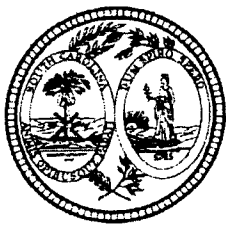
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Fiscal Impact Statement: There will be no increased costs to the State or its political subdivisions.

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April 14, 2010

The Honorable Glenn F. McConnell
Chairman, Senate Judiciary Committee
101 Gressette Building
Columbia, 29201

Dear Senator McConnell:

The South Carolina Public Service Commission is respectfully withdrawing and resubmitting Document No. 4063 relating to Workers' Compensation Insurance and Use of Leased Vehicles for processing. Inquiries regarding Document No. 4063 should be addressed to Jocelyn Boyd or David Butler at (803) 896-5100.

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The Honorable Robert William Harrell
Speaker of the House of Representatives
506 Blatt Building
Columbia, South Carolina 29211

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